

**Appendix: D – City Council Resolutions and Staff Report (January 17, 2006)**

**CITY COUNCIL ACTION REPORT  
JANUARY 17, 2006**

**FROM:** Management Services Department

**SUBJECT:** Response to the San Bernardino County Fire Department's Reorganization Plan

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**RECOMMENDATION:**

- (1) ADOPT RESOLUTION NO. 2006-\_\_\_\_, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA DIRECTING STAFF TO FILE A RESPONSE, AS AN AFFECTED AGENCY, TO THE SAN BERNARDINO COUNTY CONSOLIDATED FIRE DISTRICT'S REORGANIZATION APPLICATION (LAFCO 3000).
  
- (2) ADOPT RESOLUTION NO. 2006-\_\_\_\_, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA, OPPOSING THE SAN BERNARDINO COUNTY BOARD OF SUPERVISORS BEING NAMED THE GOVERNING BODY OF THE PROPOSED YUCCA VALLEY FIRE PROTECTION DISTRICT AS STATED IN LAFCO 3000 PURSUANT TO HEALTH AND SAFETY CODE SECTION 13837(b).

**COUNCIL GOALS:**

To maintain the current level of fire and emergency medical response services and to achieve direct financial control of these services for the benefit of the citizens of Fontana.

**DISCUSSION:**

The San Bernardino County Consolidated Fire District ("County") has submitted an application to the San Bernardino County Local Agency Formation Commission ("LAFCO") proposing to reorganize 27 separate fire agencies within the District into one agency. Central Valley Fire Protection District, which provides fire and emergency medical response services to the City of Fontana ("City") and its Sphere of Influence, is included in the reorganization proposal and would be dissolved and annexed to a much larger fire services region (Yucca Valley Fire Protection District). LAFCO has requested comments from the City as an affected agency to this proposal.

Discussions and meetings have been occurring with representatives of the City, County and LAFCO since the City became aware of the County's intentions to reorganize and file this application. The City's interest and concerns arise from a combination of 1) the City has no direct role in the governing process of the proposed reorganized fire region serving the City and its Sphere of Influence, and 2) the revenues generated locally for fire services will be absorbed and be a part of the newly formed and much larger fire services region and could be used anywhere throughout the larger fire services region. It is a priority of the City that revenues generated locally for fire services are reinvested locally for such services.

To assist in review of the County's application and subsequent City's response, the City retained the services of Emergency Services Consulting inc. (ESCi). As stated in a letter to LAFCO and as outlined in the first of the attached resolutions, the City's response to the County's application (LAFCO 3000) will consist of the following:

- Fontana will request LAFCO to 1) maintain the Central Valley Fire Protection District organization, less those areas outside of the City of Fontana and its Sphere of Influence, which will become a part of the County's 'Reorganized Yucca Valley Area'; 2) rename Central Valley Fire Protection District to 'Fontana Fire Protection District'; and 3) designate that the newly named Fontana Fire Protection District be a subsidiary district of the City of Fontana.
- The City desires to maintain the current level of fire and emergency medical response services and seeks to contract back for these services with the San Bernardino County Consolidated Fire District.
- The response/request to LAFCO will include 1) maps and legal descriptions of those areas (9) which are currently within the boundaries of Central Valley Fire Protection District but outside of the City and its Sphere of Influence which the City will ask to be detached from the newly defined Fontana Fire Protection District and included with the County's "Reorganized Yucca Valley Area" and 2) a "Plan for Services" which details the projected revenues and expenditures of the City's proposed Fontana Fire Protection District and any other background information and supporting documentation as deemed necessary for LAFCO's determinations.

Separately, but related, pursuant to Health and Safety Code Section 13838(b), LAFCO must request from the City, as demonstrated by a resolution, whether the City consents to the County Board of Supervisors being appointed as the governing body of the proposed fire agency as stated in LAFCO 3000. Accordingly, the second of the proposed and attached resolutions responds to this request in that the City would be opposed to the County Board of Supervisors being the governing body as the City would want to be represented in the governing of the proposed new district (absent the City's anticipated request/response to LAFCO 3000).

**FISCAL IMPACT:**

Staff projects there to be sufficient revenues to fund the estimated cost for services.

**MOTION:**

APPROVE STAFF RECOMMENDATION.

**SUBMITTED BY:**



Lisa A. Strong  
Management Services Director

**APPROVED BY:**



Kenneth R. Hunt  
City Manager

Attachment: Resolution(s)

RESOLUTION NO. 2006-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA DIRECTING STAFF TO FILE A RESPONSE, AS AN AFFECTED AGENCY, TO THE SAN BERNARDINO COUNTY CONSOLIDATED FIRE DISTRICT'S REORGANIZATION APPLICATION (LAFCO 3000)

**WHEREAS**, the City of Fontana ("City") is aware of the San Bernardino County ("County") Consolidated Fire District's intent to reorganize the manner by which it provides fire and emergency response services throughout San Bernardino County;

**WHEREAS**, the City has been meeting with representatives of the County and the San Bernardino County Local Agency Formation Commission ("LAFCO") to review any and all information regarding the proposed reorganization;

**WHEREAS**, it is the City's belief that the proposed reorganization has the real potential for moving revenues generated locally for fire and emergency response services out of the Fontana area and throughout a much larger region of the County;

**WHEREAS**, it is a City priority that revenues generated locally be reinvested into services and projects generally where the revenues originated;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fontana as follows:

**Section 1.** The City opposes LAFCO 3000 in that the City does not want Central Valley Fire Protection District to be dissolved and its territory annexed into what is proposed to be the Yucca Valley Fire Protection District.

**Section 2.** The City requests LAFCO to maintain the Central Valley Fire Protection District organization, less those areas outside of the City of Fontana and its Sphere of Influence and rename the District to the Fontana Fire Protection District and designate it as a subsidiary district of the City of Fontana.

**Section 3.** The City intends on maintaining the existing levels of fire and emergency response services and to contract back with the San Bernardino County Consolidated Fire District for these services.

**Section 4.** The City will submit the necessary legal descriptions, maps, plan for services and other information deemed necessary for LAFCO's review.

CERTIFIED TRUE COPY  
  
DEPUTY CITY CLERK, CITY OF FONTANA

APPROVED AND ADOPTED this 17<sup>th</sup> day of January, 2006.

**READ AND APPROVED AS TO LEGAL FORM:**

/s/ Clark Alsop  
City Attorney

I, Beatrice Watson, City Clerk of the City of Fontana, and Ex-Officio Clerk of the City Council do hereby certify that the foregoing resolution is the actual resolution duly and regularly adopted by the City Council at a regular meeting on the 17<sup>th</sup> day of January 2006, by the following vote to-wit:

**AYES:** Mayor Nuaimi, Council Members Roberts, Rutherford, Scialdone, Warren

**NOES:** None

**ABSENT:** None

/s/ Beatrice Watson  
City Clerk of the City of Fontana

/s/ Mark N. Nuaimi  
Mayor of the City of Fontana

**ATTEST:**

/s/ Beatrice Watson  
City Clerk

**RESOLUTION NO. 2006-06**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA OPPOSING THE SAN BERNARDINO COUNTY BOARD OF SUPERVISORS BEING NAMED THE GOVERNING BODY OF THE PROPOSED YUCCA VALLEY FIRE PROTECTION DISTRICT AS STATED IN LAFCO 3000 PURSUANT TO HEALTH AND SAFETY CODE SECTION 13837(b)**

**WHEREAS**, the City of Fontana ("City") is aware of the San Bernardino County ("County") Consolidated Fire District's intent to reorganize the manner by which it provides fire and emergency response services throughout San Bernardino County;

**WHEREAS**, the City of Fontana has been meeting with representatives of the County and the San Bernardino County Local Agency Formation Commission ("LAFCO") to review any and all information regarding the proposed reorganization;

**WHEREAS**, the City of Fontana has been formally notified by LAFCO of the County's filing of an application (LAFCO 3000) of reorganization which would dissolve the current fire district serving Fontana and annex its territory into a much larger fire services district;

**WHEREAS**, the County application designates the San Bernardino County Board of Supervisors as the governing body for the new fire services district;

**WHEREAS**, that LAFCO is required to request the City of Fontana's consent, by resolution, as an affected agency, to the San Bernardino County Board of Supervisors being appointed as the governing body of the proposed new fire services district;

**WHEREAS**, based on LAFCO 3000, the City of Fontana would have no direct control over the operations of the proposed District, including the use of revenues generated for fire and emergency response services within the City of Fontana;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fontana, pursuant to Health and Safety Code Section 13837(b,) the City is in opposition to the San Bernardino County Board of Supervisors being appointed as the sole governing body of the proposed Yucca Valley Fire Protection District as stated in LAFCO 3000.

*[Handwritten Signature]*  
CITY CLERK, CITY OF FONTANA

**APPROVED AND ADOPTED** this 17<sup>th</sup> day of January, 2006.

**READ AND APPROVED AS TO LEGAL FORM:**

/s/ Clark Alsop  
City Attorney

I, Beatrice Watson, City Clerk of the City of Fontana, and Ex-Officio Clerk of the City Council do hereby certify that the foregoing resolution is the actual resolution duly and regularly adopted by the City Council at a regular meeting on the 17<sup>th</sup> day of January 2006, by the following vote to-wit:

**AYES:** Mayor Nuaimi, Council Members Roberts, Rutherford, Scialdone, Warren

**NOES:** None

**ABSENT:** None

/s/ Beatrice Watson  
City Clerk of the City of Fontana

/s/ Mark N. Nuaimi  
Mayor of the City of Fontana

**ATTEST:**

/s/ Beatrice Watson  
City Clerk